

6798. Rubber prophylactics. (F.D.C. No. 46788. S. No. 6-911 T.)

QUANTITY: 26 gross cases of 12 ctns. each, each ctn. containing 4 pkgs. of 3 rubber prophylactics, at Charlestown, Mass.

SHIPPED: 11-7-61, from Kansas City, Mo., by M & M Rubber Co.

LABEL IN PART: (Case) "Private Stock Super Thin Prophylactics One Gross (48 pkgs. of 3) M & M Rubber Co. Kansas City, 8, Mo." and (ctn. and pkg.) "Private Stock Super Thin Prophylactics Reservoir End * * * Sold for The Prevention of Disease Only M & M Rubber Co. Kansas City 8, Mo. Contents One Dozen [or "Contents 1/4 Dozen"]."

RESULTS OF INVESTIGATION: Examination showed that 3 prophylactics, or 1.04 percent of 288 prophylactics, were defective in that they contained holes.

LBELED: 12-13-61, Dist. Mass.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which it purported to possess; and 502(a)—the label statements (case) "Prophylactics" and (ctn. and pkg.) "Sold For The Prevention of Disease Only," were false and misleading as applied to an article containing holes.

DISPOSITION: 1-15-62. Default—destruction.

6799. Rubber prophylactics. (F.D.C. No. 46770. S. Nos. 12-749/52 T.)

QUANTITY: 2 drums, 306 gross each, at Chicago, Ill.

SHIPPED: 10-30-61, from Carolina, P.R., by DeCaribe Rubber Co.

LABEL IN PART: (Drum) "Tested N.E. Unstamped G-155 T-18 N-137 No. 1 [or "Tested P.E. Unstamped G-152 T-15 N-137 No. 2"] De Caribe Rubber Co. Box 6007 Loiza Sta. Santurce, Puerto Rico."

RESULTS OF INVESTIGATION: Examination showed that 3 prophylactics, or 1.5 percent of 200 (No. 1), and 4 prophylactics, or 2.0 percent of 200 (No. 2), were defective in that they contained holes or were excessively fragile.

LBELED: 12-4-61, N. Dist. Ill.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which it purported to possess.

DISPOSITION: 12-29-61. Default—destruction.

6800. Rubber prophylactics. (F.D.C. No. 45805. S. Nos. 10-726/7 R.)

QUANTITY: 40 gross ctns. of plastic containers of 3 units each, and 80 gross ctns. of pkgs. of 3 units each, at Rochester, N.Y.

SHIPPED: 3-13-61, from Kansas City, Mo., by M & M Rubber Co.

LABEL IN PART: (Plastic container) "Viking transparent Prophylactics" and (pkg.) "Super thin prophylactics Private Stock."

RESULTS OF INVESTIGATION: Examination showed that 1.3 percent of the units examined contained holes.

LBELED: 5-18-61, W. Dist. N.Y.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which it purported to possess; and 502(a)—the label statement "Sold for the prevention of disease" was false and misleading as applied to an article containing holes.

DISPOSITION: 7-3-61. Default—destruction.

6801. Clinical thermometers. (F.D.C. No. 46208. S. No. 91-731 R.)

QUANTITY: 6 72-unit ctns. at Plainfield, N.J.

SHIPPED: 6-5-61, from New York, N.Y., by Hospital Bureau, Inc.

LABEL IN PART: (Ctn.) "6 Dozen Clinical Thermometers Oral Massa Thermometer Corp.," (envelope) "Certified Accurate Clinical thermometer C-S-1-52 Oral," and (thermometer) "Massa Oral" (plus serial numbers).

RESULTS OF INVESTIGATION: Examination showed that 25 percent of the thermometers failed to meet the requirements for accuracy specified in Commercial Standard 1-52 (CS1-52) issued by the National Bureau of Standards of the Department of Commerce.

LIBELED: 8-2-61, Dist. N.J.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which it purported and was represented to possess, since it did not give accurate readings; 502(a)—the label statement "Certified Accurate C-S-1-52" was false and misleading since it was contrary to fact; and 502(b)(1)—the device failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor.

DISPOSITION: 9-11-61. Default—destruction.

DRUG FOR VETERINARY USE

6802. Medicated feeds. (F.D.C. No. 45881. S. Nos. 62-344/5 R.)

QUANTITY: 19 50-lb. bags of *hog builder pellets*, and 157 50-lb. bags of *chick starter and grower*, at Blue Rapids, Kans.

SHIPPED: 2-12-60 and 12-13-60, from Crete, Nebr., by Crete Mills.

LABEL IN PART: (Bag) "Victor Hog Builder Pellets Medicated * * * Active Drug Ingredient: Arsanilic Acid 0.03% * * * Manufactured by The Crete Mills - Division of Lauhoff Grain Company, Crete, Nebraska" and "Victor 18% Chick Starter & Grower Medicated * * * Active Drug Ingredients: Acetyl-(Para-Nitrophenyl)-Sulfanilamide 0.03% Dibutyltin Dilaurate 0.02% Dinitrodiphenylsulfonylethylenediamine 0.02% 3-Nitro-4-Hydroxyphenylarsonic Acid 0.005% * * * Manufactured by The Crete Mills - Division of Lauhoff Grain Company - Crete, Nebraska."

RESULTS OF INVESTIGATION: Analysis showed that the *hog builder pellets* contained approximately 5 percent of the declared amount of arsanilic acid, and that the *chick starter and grower* contained approximately 50 percent of the declared amount of 3-nitro-4-hydroxyphenylarsonic acid.

LIBELED: 5-16-61, Dist. Kans.

CHARGE: 501(c)—when shipped, the strength of the articles differed from, and their quality fell below, that which they purported to possess; and 502(a)—the label statements (*hog builder pellets*) "Arsanilic Acid 0.03%" and (*chick starter and grower*) "3-Nitro-4-Hydroxyphenylarsonic Acid 0.005%" were false and misleading.

DISPOSITION: 9-29-61. Default—destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS*

6803. Various prescription drugs. (F.D.C. No. 46238. S. Nos. 75-187/201 R.)

QUANTITY: Approximately 750 pkgs. having an approximate total value of \$1,500 at Atlanta, Ga., in possession of Crew's Apothecary.

*See also Nos. 6781-6787, 6789-6791, 6795, 6796, 6798, 6800, 6801.